

AN ORDINANCE

07-0-0498

BY

AN ORDINANCE TO AMEND SECTION 30-1485 (a) AND (c) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA, SO AS TO ELIMINATE THE ONE (1) YEAR RESTRICTION IMPOSED UPON PRIVATE PROPERTY VENDORS WITH RESPECT TO A VENDING SITE AND THE FORTY-FIVE (45) DAY PERMIT RENEWAL REQUIREMENT; TO WAIVE CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

Whereas, the City of Atlanta has an interest in regulating vending on private property; and

Whereas, the City of Atlanta Code of Ordinances currently prohibits a permitted vendor from conducting business on a specified parcel beyond one year; and

Whereas, the City Code also requires vendors to renew their permits every forty-five (45) days; and

Both of these provisions create a hardship for vendors and the 45 day provision imposes unnecessary administrative responsibilities on the License and Permits Division of the Atlanta Police Department; and

Whereas, the one year restriction only serves to limit the vending activities of a single vendor, and does not eliminate vending from a site after one year, because of the possibility of there being an indefinite line of different successive vendors, thus causing this restriction to defy logic; and

Whereas, pursuant to Ordinance # 05-0-1087, the City of Atlanta has already exempted private property vendors who exclusively sell food items from the one year location restriction; and

Whereas, such an exemption, if not unlawful and outright discriminatory, it surely is unfair to private property vendors who do not exclusively sell food items.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:

Section 1: Subsection "(a)" of Section 30-1485 which currently provides as follows:

(c) After the initial permit for the first year expires, vendors may present to the police department an application for a renewal permit. Upon a review and approval of the renewal application by the appropriate agencies, satisfaction of all other license and permit requirements, and upon payment of the appropriate fee as indicated in section 30-1486, the police department license and permits unit shall ~~furnish~~ ^{furnish} the applicant with a one (1) year renewal permit.

Section 3: All ordinances or parts of ordinances in conflict herewith, are hereby waived to the extent of any such conflict.

07-0-0498
(Do Not Write Above This Line)

AN ORDINANCE

BY *E. T. Markey*

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- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 3/5/07
Referred To: Public Safety
Date Referred _____
Referred To: _____
Date Referred _____
Referred To: _____

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee

Date _____

Chair _____

Action _____

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

Committee

Date _____

Chair _____

Action _____

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

Refer To _____

Refer To _____

Committee

Date _____

Chair _____

Action _____

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

Committee

Date _____

Chair _____

Action _____

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

Refer To _____

Refer To _____

CERTIFIED

FINAL COUNCIL ACTION
☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☐ RC Vote

MAYOR'S ACTION